

EXHIBIT 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

CSX TRANSPORTATION, INC.,
individually and on behalf of NORFOLK
& PORTSMOUTH BELT LINE
RAILROAD COMPANY,

Plaintiff,

v.

Civil Action No. 2:18-cv-530-MSD-LRL

NORFOLK SOUTHERN RAILWAY
COMPANY, *et al.*,

Defendants.

_____ /

PROPOSED ORDER

This matter comes before the Court on the joint motion of Plaintiff CSX Transportation, Inc., Defendant Norfolk Southern Railway Company, and Defendant Norfolk & Portsmouth Belt Line Railroad Company, to amend the Rule 16(b) Scheduling Order entered on October 25, 2019, and amended on February 5, 2020. *See* ECF Nos. 78, 111. For good cause shown, the joint motion is hereby GRANTED, and it is ORDERED that the Rule 16(b) Scheduling Order shall be amended in the following respects:

- Plaintiff shall complete all remaining fact depositions on or before **November 6, 2020**.
- Defendants shall complete all fact depositions on or before **January 20, 2021**. The parties agree that no witness shall be deposed November 23 through 27, 2020, or December 16, 2020 through January 3, 2021.
- Defendants' Expert Witness Response Deadline shall be **February 3, 2021**.
- Plaintiff's Expert Witness Rebuttal Deadline shall be **March 5, 2021**.

- All expert discovery, including depositions, shall be completed by **March 24, 2021**.
- A settlement conference before a United States Magistrate Judge shall occur between **March 24** and **April 9, 2021**.
- All dispositive motions, including summary judgment motions, must be filed not later than **April 12, 2021**.
- All responses to any dispositive motion shall be filed within **twenty-one (21) calendar days** after the filing of the dispositive motion.
- All replies in support of any dispositive motion shall be filed not later than **ten (10) calendar days** after the filing of the response.

IT IS SO ORDERED.

The Honorable Lawrence R. Leonard
United States Magistrate Judge

WE ASK FOR THIS:

CSX TRANSPORTATION, INC.

By its attorneys,

/s/

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NORFOLK SOUTHERN RAILWAY COMPANY

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**NORFOLK & PORTSMOUTH
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